

To: Fajardo, Juan[Fajardo.Juan@epa.gov]
From: Kerschner, Seth
Sent: Tue 7/25/2017 4:46:20 PM
Subject: RE: Diamond Alkali -- OU2 Cash Out Agreement

Thanks, Juan. We are in the process of pursuing management sign off. Is the following change acceptable for the Wyeth signature? This change will facilitate our signatures and should be non-controversial.

Wyeth (a subsidiary of Pfizer Inc. and now known as Wyeth LLC) on behalf of itself and (1) its subsidiary American Cyanamid Company (now known as Wyeth Holdings LLC) and (2) Shulton Inc.

Seth Kerschner | Counsel

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WHITE & CASE

From: Fajardo, Juan [mailto:Fajardo.Juan@epa.gov]
Sent: Tuesday, July 25, 2017 11:56 AM
To: Carol Shapiro; Damon Sedita, Esq.; David Kohane, Esq.; Eric Berry, Esq.; Gail Port, Esq.; Gary F. Werner, Esq.; Gary P. Gengel, Esq.; Gerald H. Gline; James Stewart, Esq.; Jeffery Pollock, Esq.; John Stolz; John Tillman Esq. ; Lee D. Henig-Elona, Esq.; Mark L. Freed; Michael V. Calabro; Richard T. La Jeunesse, Esq.; Ronald J. Schott, Esq.; Ryder T. Ulon, Esq.; Kerschner, Seth; Timothy J. Corrison, Esq.; William Hatfield, Esq.
Cc: Donohue, Brian (ENRD); Laura Rowley; Mark Barash (mark.barash@sol.doi.gov); Kate Barfield (kate.barfield@noaa.gov); John Dickinson
Subject: Diamond Alkali -- OU2 Cash Out Agreement

Dear Sir/Madam:

Attached please find the Final Cash Out Settlement Agreement for signature. As you know, an Agreement was forwarded to you last Thursday. Some contact information has been corrected in the attached Agreement. No other changes have been made to the Agreement sent to you last Thursday (however, this Agreement includes page 13, which was missing from the prior copy).

As a reminder, the fully executed Agreement is due to EPA no later than Friday, July 28, 2017.

Sincerely,

Juan M. Fajardo

Assistant Regional Counsel

212 637-3132

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